

POINTED GUN AT PARENTS

Mother Tells Startling Story of Smith's
Actions on the Morning of
the Shooting.

DEMANDED MONEY FROM FATHER.

The inquiry as to the sanity of Melvin R. Smith continues in probate court. Attorney Sterling, who is Smith's counsel, is evidently attempting to get a line upon what testimony the prosecution will have to present in the event the prisoner is held for murder, as he goes into all the details of the crime in examining the witnesses.

This line of inquiry was kept up until Thursday evening when Judge August told the attorney that he must confine his questions to lines bearing upon the mental condition of the prisoner, and not a'long general lies. It is noticeable that Attorney Sterling, in referring to the killing of Conductor James Shetler by Smith, refers to the affair as "the accident." This may outline the plan of defense if the effort to have Smith declared insane fails.

Mrs. Reuben Smith, the mother of the accused, was placed upon the stand Thursday evening. She seemed to be frail. While a middle aged woman, her hair is quite gray, and her condition is said to be the result of worry over her son.

Mrs. Smith told of the return of Melvin from Akron a few days before the shooting. He came home unexpectedly and complained of his eyes hurting him and of pain in the head. He came into the house and cried almost all the time. He was restless and insisted on going out and riding a wheel or walking about. He got a delusion in the night that some one was in the house.

He made another trip back to Akron. The parents did not know where he was and were greatly worried. He returned home and the night before the shooting went to the opera. When he came home about midnight he complained of a pain in his head and said he would have to go out and walk.

The morning that he shot Shetler, he came home about 5:30 o'clock and went to his room and seemed to be getting ready to leave home. He ate no breakfast. When he was ready to start out of the house he demanded some money from his father, which he claimed was due him, saying that he was going away and they would never see him again. His mother went to his room and attempted to persuade him to remain at home, when he pointed a revolver at her and ordered her to go down stairs. He followed her to the head of the stairway still pointing the gun. The mother said to him: "Melvin, you would not shoot your mother, would you?"

"No," replied he; "I don't want to. Stay away. Stay away."

"He also threatened to shoot his father if the money were not forthcoming. He left the house with his suit case about 7 o'clock, and the next thing we knew of him, was when word came of the shooting."

The mother went on to tell of his actions prior to the time he had been sent to the asylum. He had been restless and was given to wandering about at night, just as he was before this shooting was done. At one time he wandered away and was found at Louisville, at another time at Alliance, and also at Beaver Falls.

Special Policeman Charles Heminger told of the occurrence upon the car when Shetler was shot. He insisted that Smith was drunk. He and attorney Sterling had quite a controversy about the matter. Heminger finally got stirred up and became facetious. Sterling insisted upon his telling what particular symptoms there were about Smith that indicated that he was drunk. Heminger was dealing in generalities and the attorney wanted something specific. The policeman finally turned interlocutor and said to the attorney:

"Did you ever see any drunk men?"

"Yes, lots of them," answered Sterling.

"Well, Smith looked just like those fellows you saw," said Heminger.

The witness finally stated that his face was flushed, his eyes bloodshot and that he smelled of liquor upon his breath when he saw him the night before the shooting. He had a revolver with him, but it was not loaded.

Charles Smiley, who was on the car, and Laverne Goudy, the motorman, also gave the details of the shooting, bringing out nothing new.

One witness testified that the night before the shooting Smith had occupied a box seat at the opera and had a pistol in his lap all through the performance. He claimed it rubbed his hip when he kept it in his pocket while sitting upon the chair.

The testimony of a number of relatives was taken Friday. Eva Smith, a sister of the accused, was placed upon the stand and corroborated the evidence given by her mother as to the peculiar actions of Melvin the few days preceding the tragedy. When she reached the point where her brother pointed the revolver at her mother and threatened to shoot, the girl broke down and wept bitterly.

Ruben Smith, the father of the boy, was then placed upon the stand. He went over the same ground as the preceding witnesses and corroborated them. He then was asked as to insanity in the family. He said he had a sister who had one son who committed suicide and another daughter had

epileptic fits. A brother has a daughter in the Massillon asylum at the present time. On his wife's side there is a niece who cannot carry on a conversation, being queer in many ways. A number of experts on insanity will be examined, among them Dr. Searle, who has charge of the private asylum at Cuyahoga Falls, Dr. Byman of Massillon and others.

ROOSEVELT HAS DECIDED TO GIVE NEGRO A CHANCE

Says Colored Man Can
Fill Certain Offices
and Will Get Them.

SPECIAL TRAIN REACHES WASHINGTON

(News-Democrat Leased Wire Service.)

Washington, Nov. 21. — President Roosevelt returned from his southern trip this morning, the special train bearing his reaching Washington at 7:57, three minutes ahead of schedule time.

The president is quoted today as saying that he was able to study the people of the south at close range for the first time in his life, and it may be said that his ideas on some subjects have undergone a change.

He is just as determined, however, to hold a firm hand on the reins governing the federal office holders of the south. He admits that the negroes are not fit to be the guiding race in the states in which they predominate, but, at the same time, he is resolved that all hope of office and political reward shall not be taken from them.

There are certain offices that the colored man can fill well and it is his intention to give these places to them.

CINCINNATI WINS OCEAN HANDICAP

Finished First in United States
Free-for-all from Hampton
Roads to San Juan.

San Juan, Porto Rico, Nov. 21. — With a handicap of 35 miles the Cruiser Cincinnati finished the great Ocean race from Hampton Roads to Culebra light at midnight last night. The battleship Alabama carried off first honors in her class, defeating the Keokuk, Kearsarge, Massachusetts, Indiana, the gunboat Machias and the cruiser Cincinnati. It was a speed trial of all the ships going to winter maneuvers of the United States naval squadron.

MRS. BARBARA LESHER.

Aged Woman Dies at Her
Home in Middlebranch—
Many Dependents.

Mrs. Barbara Leshner, residing near Middlebranch, died at the home of H. O. Smith Thursday morning. Death was caused by dropsy of the heart. The deceased was 85 years of age and had resided in this county all her life. She was born in Plain township. She was the wife of George Leshner, deceased, and a sister of George Essig, who died last Monday.

She leaves three daughters and three sons, Mrs. Harriet Harter, Cairo; Mrs. Magdalene Palmer, Cairo; Juli A. Smith, Canton; Adam and Samue Leshner, Canton, and Elias Leshner, Middlebranch. She also leaves three sisters and a brother, Mrs. J. L. Stoner, New Berlin; Mrs. Isaac Scholtz, Elkhart, Ind.; Mrs. Harriet Wearster, Louisville, and Elias Essig, Louisville. Thirty-two grandchildren and twenty-four great-grandchildren survive.

Funeral services will be held at the Wearster church Sunday morning at 9:30 o'clock. The interment will be in Wearster's cemetery.

FARMER ARRESTED.

William Clapper Charged With
Stealing Corn—Used a
Search Warrant.

William H. Clapper, an old farmer, aged 60 years, was arrested Thursday in Paris township, charged with stealing two sacks of corn from John Devaux. A search warrant had been issued, and about a bushel of corn had been found by the constable. This led to the old man's arrest.

He was taken before Justice H. Anthony for a hearing and was bound over to the grand jury. Attorney J. B. Snyder and N. A. Earnst, of Canton, appeared at the trial, Snyder for the accused and Earnst for the prosecution.

Snyder made a motion to dismiss the case upon the ground that there was no affidavit charging Clapper with the crime, but this was overruled by the justice. The old man denies his guilt.

ADMITS HE CAUSED THE WRECK. Coshocton, O., Nov. 21.—Switchman Albert Evans yesterday in a straightforward story at Coroner Marshall's inquest, admitted that he left open the switch that caused the wreck and two deaths on the Wheeling & Lake Erie two weeks ago.

FLYNN CASE NON-SUITED

Court Sustains Motion of Defendant's
Attorneys to Take Case From
the Jury.

NEW TRIALS ASKED BY L. E. A. & W.

The damage case of James Flynn's administrator against the Berger Manufacturing company and the Stark Rolling Mill company came to an abrupt end Friday morning upon a motion made by the attorneys for the defendant companies to non-suit.

The motion was made first Thursday afternoon, but the plaintiff's attorney asked to be permitted to introduce additional testimony in support of their claim that the companies had been negligent in sending Flynn to work in a dangerous place, James Wells was then placed upon the stand and his testimony was taken, but it was claimed that instead of strengthening the case it weakened it and the motion to non-suit was renewed.

Judge Thayer, for the defense, stated that Flynn had no reason for climbing up to the roof at the time he did. That he was not ordered to do so; that there were other and safer ways of reaching the roof if he had desired to go and that the company was in no way responsible for his getting upon the track of the crane.

He insisted that the plaintiffs had not made a case and had failed to show any negligence upon the part of the companies and for that reason he thought the case should be taken from the jury by the court. The defense did not offer any evidence but the motion was made just as soon as the plaintiff had rested.

JURY INSTRUCTED.

Judge Harter in passing upon the motion, sustained it for the reason, as he stated, that there had been no evidence introduced showing negligence by the defendants. The jury which had been sent out during the discussion of the motion, was recalled and the judge stated the situation to them and instructed them without leaving their seats to prepare a verdict for the defendant and submit it to the court. This was done and the case came to an end.

Flynn was a boy 17 years of age. He was repairing the roof of the Stark Rolling mill on September 7, 1901, when a large traveling crane caught him and crushed him to death. He had been upon a scaffolding when the men who were working with him saw him but he climbed up over the crane track and evidently was trying to get through a window to get upon the roof when the accident happened.

Suit was brought by the administrator for \$5,000. Attorneys Upham & Shetler represented the plaintiff and Judge A. A. Thayer and C. C. Bow the defendants.

PETITIONS IN ERROR.

The Lake Erie, Alliance & Wheeling Railway company, through its attorneys Lynch, Day & Day, has filed petitions in error in the common pleas court asking that the verdicts secured by Katie Zimmerman and John P. Zimmerman against the company be set aside and new trials ordered.

It is alleged that there was error in the probate court in admitting and rejecting evidence and in the conduct of the trial and that the verdict was not in accordance with the evidence.

NEW TRIAL WANTED.

The Equitable Life Assurance association, of New York, against which Emma A. Hirst, of Cincinnati, secured a verdict in the Stark county courts Wednesday for \$2,680 as insurance on her husband's life, has filed a motion for a new trial, making the usual allegations of error in the conduct of the case. The motion was filed by Lynch, Day & Day.

PROBATE COURT.

In the guardianship of Harry Crowl of Canton the third account has been filed.

In the estate of Anna Marie Mager, of Canton, Sarah Rochette has been appointed administratrix.

In the estate of George W. Hemming of Osnaburg township application to probate will has been continued.

In the estate of Mary Valley of Alliance, final account has been filed.

In the estate of Mary Track of Massillon sale of real estate has been confirmed and deed ordered.

In the estate of William P. Martin of Plain township sale of real estate has been confirmed and deed ordered.

In the guardianship of Sarah Barnes of Lawrence township she was adjudged an imbecile and F. C. Groff has been appointed guardian.

In the estate of Otto E. Young, of Massillon sale of Massillon Social club stock ordered and approved.

In the estate of Elmer Fulmer of Canton, private sale of real estate has been ordered.

In the guardianship of Raymond B.

Votaw, et al., of Alliance, Raymond Votaw has been appointed guardian. In the guardianship of Ann George of Massillon appraisement and real estate bond have been filed and private sale ordered.

CHAMBERLAIN NOT DISPOSED TO AID BOERS FURTHER

Colonial Secretary Intimates They Have Received Relief Enough.

MAKES REPLY TO RECENT APPEAL.

London, Nov. 21. — Parliamentary papers were issued this morning containing Colonial Secretary Chamberlain's reply to the appeal of the Boers for more relief. The colonial secretary says in addition to three million pounds free grant the burghers camps, since the close of the war, have been transferred into organizations enabling the people to return to their homes.

These organizations he says have cost Great Britain 200,000 pounds monthly. Chamberlain suggests that large sums were remitted from South Africa to Europe during the war to be expended in the interest of the republic. Of these amounts he says there must be a large balance remaining, which should properly come to the British government as a successor of the republic.

DITCH WILL REDEEM 1,000 ACRES OF LAND

Commissioners Will Proceed
With Drainage of Lake
Township--Assessments
are to be Made.

The county commissioners were in Lake township Thursday looking over the line of the county ditch which was petitioned for by Sarah I. Byerly and others, and after viewing the section through which the ditch is to run and after taking testimony, the prayer of the petition was granted and the county surveyor has been ordered to lay out the work, give the levels and estimate the benefits.

The ditch will be about three miles long and will redeem 1,000 acres of land which at present is worthless, but which when drained will be rich celery land and valuable for other crops. The expense of the ditch will be assessed upon the adjacent land owners according to the benefits. The only part that the county will have to pay is for the benefit to the state and county roads, which will be small.

YOUNGSTOWN LABOR CIRCLES AGITATED

Charges Brought Against Leaders
for Supporting Kennedy
—Investigation Started.

Youngstown, Nov. 21. — Charges have been brought by Charles Rittenberg, president of the Central Labor Union, against George T. Bert, Charles A. Collins and John B. Reynolds, claiming that they went to the Alliance labor convention on forged credentials from the central body.

Bert is secretary of the Central Labor Union and business agent of the carpenters. Collins is a stone cutter and Reynolds is a printer.

Evidence was presented at the last meeting of the central body and more will be obtained before final action is presented. Charges were brought about by the fact that a number of labor leaders were working for Kennedy for congress. The delegates were sent to the Alliance convention to straighten matters out for the Republican candidate, it is claimed by those bringing the charges.

The accused men have little to say of the trouble except that they went to the convention in the interests of labor, and did not receive a cent from Kennedy or any of his agents.

BUY BICYCLES

Now or Pay Advanced Prices
—Important Conference on
at Cleveland.

Cleveland, Nov. 21. — The trust and independent bicycle manufacturers are conferring here today with a view of raising the prices of bicycles. It is claimed, at present prices and with the small demand for wheels, the business is unprofitable.

MEACH IS GOING MAD.

New London, O., Nov. 21.—Jarvis Meach, the aged farmer who killed two burglars and wounded two others recently, as they attempted to rob his home, is now in a pitiable condition. For several days he has been delirious and it is feared by the attending physician that he will lose his mind.

CARRIE WAS THROWN OUT

Went to Horse Show, Harangued the
Vanderbilts and Tried to Break
Champagne Bottle.

MADISON SQUARE GARDEN SHOCKED.

New York, Nov. 21. — Mrs. Carrie Nation created a sensation at the horse show yesterday. She harangued the great gathering on the evils of over-dress, attempted to break a bottle of champagne, and finally was ejected from the building by the police.

Mrs. Nation entered the garden quietly, and took a seat in the tier. She had been there only a few minutes when her gaze rested on the box where some members of the Vanderbilt family were sitting. She studied her program and then descended to the promenade.

Stationing herself in front of the Vanderbilt box she delivered a tirade on over-dress. In the box were seated Mrs. Alfred G. Vanderbilt, Reginald Vanderbilt and Miss Nielson. Alfred G. Vanderbilt was leaning against the rail of the promenade and did not see Mrs. Nation approach.

"You ought to be ashamed of yourselves," the woman screamed at them. "You ought to be ashamed to wear such disgraceful clothes. Take them off, take them off at once, and attire yourselves more modestly."

Alfred G. Vanderbilt hastily left his position at the rail and came over to where Mrs. Nation was standing, and wiping her forehead with a handkerchief, he whispered something in her ear and pushed her away.

The outburst of the woman attracted a great crowd of people, and the occupants of the box were evidently very much embarrassed.

Mrs. Nation then turned her attention to other boxes. Finally she started for the cafe where she bore down on a party of men who were drinking wine. Mrs. Nation seized the bottle and glaring at the men, shouted: "Young men, don't drink such filthy stuff. You are going straight to hell. Where is the man who sells this stuff? Show him to me and I will tell him what I think of him."

Mrs. Nation's request was speedily granted by the sudden appearance of M. Villepigue, the caterer at the garden.

"Get out of this horrible business," she shouted at him. "You are also going to hell and ruining the bodies and souls of men. You are dragging them down with you. Shame on you, shame on you."

The Frenchman, however, ran to Mrs. Nation and rescued the bottle which she had repeatedly brandished in the air to emphasize her remarks. Then he pushed her out of the door. Here the police took hold of the Kansas reformer and forced her out of the building.

CONFESSES BLACKMAIL

Man Admits to Sending Threatening Letters to Morgan, Sage and Other Millionaires.

(News-Democrat Leased Wire Service) Jersey City, N. J., Nov. 21.—Botho Strubel, who was arrested in Hoboken yesterday after he had called at the postoffice for letters addressed to A. H. Yasp, has confessed to the police that he is the author of threatening letters received by J. P. Morgan, Russell Sage and other wealthy men in New York.

Strubel said that Becker, who was arrested in the general postoffice in New York last Thursday was his only accomplice. Three men arrested with his yesterday, Strubel says, were not in the blackmailing scheme.

SHOT SWEETHEART THEN SUICIDED

Ann Arbor Student, Crazy By
Infatuation for Stenographer,
Uses Gun Freely.

(News-Democrat Leased Wire Service) Ann Arbor, Nov. 21.—G.A. Darlington, a student of the school of music, attempted to murder Miss Bertha Sheldon, a stenographer, this morning, and was infatuated with the girl and she repulsed him. The bullet aimed at her did not do serious damage. He then turned the pistol on himself with fatal effect.

OVER A MILLION

Expended in the Philippines.

(News-Democrat Leased Wire Service) Washington, Nov. 21.—The annual report of Colonel Clarence R. Edwards, chief of the bureau of insular affairs, was made public today by the secretary of war, shows that the bureau expended on account of the insular government in the Philippines during the past year \$1,050,944.44.

PELEE HAS A RIVAL

Volcano at Santa Maria, Guatemala, Said to Have Already Killed 10,000 People.

San Francisco, Nov. 21. — A steamer just arriving from Guatemala had caught up a number of passengers who report that no less than 10,000 people were killed by the eruption of the volcano at Santa Maria.

POLICE RAIDS NET STARTLING RESULT

A Philadelphia Police Judge
Hears Evidence of Crimes
Reaching Out Into
Foreign Lands.

(News-Democrat Leased Wire Service) Philadelphia, Nov. 21.—Revolting were details rehearsed at the central police court, beginning shortly after noon today, when forty prisoners out of the 113 captured in last night's raid upon alleged disorderly houses were arraigned. Many of the prisoners were young girls still in their teens, who it is alleged, by the German consul, Rabbi Joseph Krauskopf, and others, were enticed from their homes in foreign lands to come to the dens of iniquity under the pretense of securing honest employment or husbands.

It was the most gigantic raid ever made in Philadelphia. The cases were all continued to next Tuesday.

FORTUNE TO CHARITY.

Findlay Woman Bequeathed
\$75,000 to Orphan's
Home and College.

Springfield, O., Nov. 21. — Mrs. Amelia Oesterlin of Findlay, who died recently, left, it is announced, \$75,000 for the establishment in this city of an institution to be known as the Oesterlin Orphans' home, to be under the management of the English Lutheran church. In case the synod does not act within two years then a home in Springfield for aged members of the Lutheran church must be built instead Mrs. Oesterlin owned much property in the heart of Findlay.

Other bequests of Mrs. Oesterlin are \$500 to Wittenberg college and \$500 to Wittenberg Theological seminary. The establishment of the orphan's home includes the establishment also of a deaconess home. Committees looking toward the establishment of the latter institution have already been appointed.

SHOT GAME WARDEN.

Hunter Would Not Submit to
Arrest—Lynching May
Result.

Marietta, O., Nov. 21.—Leroy Wolf, deputy game warden of Ames township, Athens county, is lying fatally wounded at the home of his father near Amesville. Wolf attempted to force a party of four Finland miners who were hunting on his father's farm to leave the premises. They refused and he arrested the party. All submitted but one who, it is claimed, placed the muzzle of his shotgun near the small of Wolf's back and fired. The man was taken to Athens to avoid lynch law. Feeling is at fever heat.

FELL UNDER WHEELS.

Laborer Meets Terrible Death
at Mingo Station—Another
Has Skull Crushed.

Stuebenville, O., Nov. 21.—John Shuloto, a Hungarian laborer, fell off a moving gondola car at Mingo Mills Thursday and it ran upon his body, fatally crushing him. An Italian laborer performed a wonderful feat in lifting one end of the car so Shuloto could get out.

James Haggerty was fatally injured near Mingo Junction last night by being struck by an electric car as he lay beside the tracks. His skull was fractured.

MAY COMBINE

To Fight American Competition—Continental Countries
Said to Favor Scheme.

Rome, Nov. 21.—Ex-Minister Luzzatti and Deputy Demarini, have received many adherents especially from Germany and France, to their scheme for a European zollverein to face American competition. It is reported that Kaiser Wilhelm is in favor of the scheme.

MODERN URSUS.

Conquers Bull at Coshocton.

Coshocton, O., Nov. 21. — A ferocious bull broke away from John Winden, a stock driver Thursday and for three hours had sole possession of a quarter of the city. All available policemen, reinforced by 100 men and boys, tried in vain to corral the belching monster.

A young lad named Taylor finally succeeded in lassoing the bovine and men completed the capture.